

# DuaneMorris®

*FIRM and AFFILIATE OFFICES*

NEW YORK  
LONDON  
SINGAPORE  
PHILADELPHIA  
CHICAGO  
WASHINGTON, DC  
SAN FRANCISCO  
SILICON VALLEY  
SAN DIEGO  
LOS ANGELES  
BOSTON  
HOUSTON  
DALLAS  
AUSTIN  
HANOI  
HO CHI MINH CITY

DAVID J. WOLFSOHN  
DIRECT DIAL: +1 215 979 1866  
PERSONAL FAX: +1 215 689 2739  
E-MAIL: DJWolfsohn@duanemorris.com

[www.duanemorris.com](http://www.duanemorris.com)

SHANGHAI  
ATLANTA  
BALTIMORE  
WILMINGTON  
MIAMI  
BOCA RATON  
PITTSBURGH  
NEWARK  
LAS VEGAS  
CHERRY HILL  
LAKE TAHOE  
MYANMAR

ALLIANCES IN MEXICO  
AND SRI LANKA

November 3, 2021

**VIA ECF**

Honorable Victor Marrero  
United States District Court for the Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, NY 10007-1312

**Re: The Phillies v. Harrison/Erickson, Inc., et al; No. 19-cv-7239-VM-SN**

Dear Judge Marrero:

This firm represents plaintiff The Phillies in the above-referenced action, which is subject to the Court's October 8, 2021 conditional order (Doc. 170) of discontinuance without prejudice. The parties have been actively negotiating a settlement agreement since that order was entered, exchanging several drafts. While substantial progress has been made, we will not be able to reach a final agreement within the current deadline of Your Honor's October 8 order, which sets November 8 as the deadline for submitting to the Court a stipulation of dismissal or an application for restoration of the action to the active calendar of the Court. Accordingly, I am respectfully requesting that the deadline be extended by one week, until November 15. Defense counsel concurs with this request. I am hopeful we will be able to reach agreement by that date

Respectfully,

/s/ David J. Wolfsohn

David J. Wolfsohn

DJW/kah

cc: All Counsel of Record